

# PATENT APPLICATION TRANSMITTAL LETTER

Attorney Docket No.  
PAT-132

22154 U.S. PTO  
10/7/16714

To the Commissioner of Patents and Trademarks:

Transmitted herewith for filing is the patent application of J.C. Garito et al.  
entitled **ELECTROSURGICAL ELECTRODE FOR TREATING TISSUE**

Enclosed are:

- ☒ 22 pages of written description, claims and abstract.
- ☒ 3 sheet(s) of drawings.
- ☐ an assignment of the invention to \_\_\_\_\_
- ☒ executed declaration of the inventor(s).
- ☐ a certified copy of \_\_\_\_\_ application No. \_\_\_\_\_, the priority of which is hereby claimed.  
(country)
- ☐ a verified statement to establish small entity status under 37 CFR 1.9 and 1.27.
- ☐ information disclosure statement.
- ☐ preliminary amendment.
- ☒ other: NonPublication Request under 35USC122(b)(2)(B)(i).

## CLAIMS AS FILED

	NUMBER FILED	NUMBER EXTRA	RATE	FEE
<b>BASIC FEE</b>			\$770	\$770.00
<b>TOTAL CLAIMS</b>	13-20 =	*-	x \$18	\$
<b>INDEPENDENT CLAIMS</b>	2-3 =	*	x \$86	\$
<b>MULTIPLE DEPENDENT CLAIM PRESENT</b>		-	\$290	\$
*Number extra must be zero or larger		<b>TOTAL</b>		\$770.00
If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2, and enter amount here.		<b>SMALL ENTITY TOTAL</b>		\$385.00

- ☒ A check in the amount of \$ 385.00 to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 15-0380 as described below. I have enclosed a duplicate copy of this sheet.
- ☒ The undersigned hereby asserts that the applicant(s) and assignee are entitled to small entity status.
- ☒ Please do NOT publish. There is no present intention to file abroad.

- ☐ Charge the amount of \$ \_\_\_\_\_ as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 CFR 1.16 and 1.17.

11/19/03  
Date

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EXPRESS MAIL CERTIFICATE 37 CFR 1.10

Date of Deposit 11/19/03 Express Mail Label No. EU604466390US

I hereby certify that this paper or fee is being deposited  
with the U.S. Postal Service "Express Mail Post Office to Addressee"  
service under 37 CFR 1.10 on the date indicated above and is  
addressed to MS Patent Application  
Commissioner for Patents, PO Box 1450, Alexandria, VA. 22313-1450

J. Oisher  
Name of Person Mailing

Signature

**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

ELLMAN et al.

Title

ELECTROSURGICAL ELECT., etc.

Atty Docket Number

PAT-132

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

11/19/03

Date



Signature

Jack Oisher, Esq.

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**